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HOUSE MEMORIAL 57

48TH LEGISLATURE - STATE OF NEW MEXICO - FIRST SESSION, 2007

INTRODUCED BY

Paul C. Bandy

A MEMORIAL

REQUESTING THE APPROPRIATE LEGISLATIVE INTERIM COMMITTEE TO
REVIEW THE STATE'S COMPLIANCE WITH THE PROVISIONS OF THE
FEDERAL MINERAL LANDS LEASING ACT AND USE OF REVENUE ACCRUING
TO THE STATE PURSUANT TO THAT ACT.

WHEREAS, Title 30, Section 191 of the federal Mineral
Lands Leasing Act requires the treasury of the United States to
distribute to New Mexico fifty percent of the money received
from sales, bonuses and royalties collected under the Federal
Oil and Gas Royalty Management Act and the federal Geothermal
Steam Act attributable to lands and mineral deposits in the
state; and

WHEREAS, Title 30, Section 191 of the federal Mineral
Lands Leasing Act states that the money paid to the state is to
be used by the state and its political subdivisions as directed

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1 by the legislature, giving priority to those subdivisions of
2 the state socially or economically impacted by development of
3 minerals leased under that act for planning, for construction
4 and maintenance of public facilities and for the provision of
5 public service; and

6 WHEREAS, currently the state gives no priority or
7 consideration to those political subdivisions of the state
8 affected by the development of minerals leased under the
9 federal Mineral Lands Leasing Act as required by that act; and

10 WHEREAS, the fact that the state is not in compliance with
11 federal law has already resulted in the state being sued;

12 NOW, THEREFORE, BE IT RESOLVED BY THE HOUSE OF
13 REPRESENTATIVES OF THE STATE OF NEW MEXICO that the appropriate
14 interim legislative committee review the state's compliance
15 with the provisions of the federal Mineral Lands Leasing Act
16 and use of revenue accruing to the state pursuant to that act;
17 and

18 BE IT FURTHER RESOLVED that the committee develop and
19 propose legislation to the second session of the forty-eighth
20 legislature that will bring the state into compliance the
21 federal Mineral Lands Leasing Act; and

22 BE IT FURTHER RESOLVED that copies of this memorial be
23 transmitted to the New Mexico legislative council.